

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

FRANK GARRISON and NOEL	)	
JOHNSON,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	1:22-cv-01895-RLY-TAB
	)	
U.S. DEPARTMENT OF EDUCATION,	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	

**STIPULATED REQUEST TO ENTER BRIEFING SCHEDULE**

On October 10, Plaintiffs filed an amended complaint, ECF No. 23, a motion for a preliminary injunction, ECF No. 25, and a motion for a temporary restraining order, ECF No. 26. They challenge a federal student loan cancellation policy announced by the U.S. Department of Education. As Defendants have stated in a brief in another case, the Department will not discharge any student loan debt pursuant to the policy challenged in this case prior to October 23, 2022. Based on this representation, the parties hereby stipulate and agree to the following schedule for resolving Plaintiffs' motions for a temporary restraining order and for a preliminary injunction:

- Defendants' response in opposition is due Tuesday, October 18, 2022.
- Plaintiffs' reply due is Wednesday, October 19, 2022.

Based on the foregoing, the parties respectfully request that the Court enter the above schedule for resolving Plaintiffs' pending emergency motion.

Dated: October 12, 2022

Respectfully submitted,

*/s/ Caleb Kruckenberg*  
CALEB KRUCKENBERG\*  
Pacific Legal Foundation  
3100 Clarendon Blvd, Suite 610  
Arlington VA 22201  
Telephone: 202-888-6881  
incominglit@pacificlegal.org

MICHAEL POON\*  
Pacific Legal Foundation  
555 Capitol Mall, Suite 1290  
Sacramento, California 95814  
Telephone: (916) 419-7111  
incominglit@pacificlegal.org

*\*Pro Hac Vice*  
*Attorneys for Plaintiffs*

BRIAN M. BOYNTON  
Principal Deputy Assistant Attorney General

MARCIA BERMAN  
Assistant Branch Director

*/s/R. Charlie Merritt*  
R. CHARLIE MERRITT  
Trial Attorney (VA Bar # 89400)  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street NW  
Washington, DC 20005  
(202) 616-8098  
robert.c.merritt@usdoj.gov

*Counsel for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on October 12, 2022 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically serve a copy to all counsel of record.

/s/ R. Charlie Merritt

R. Charlie Merritt